



**MEETING MINUTES
BOARD OF SUPERVISORS, COUNTY OF MONO
STATE OF CALIFORNIA**

Regular Meetings: The First, Second, and Third Tuesday of each month.
Location of meeting is specified just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA
93517

**Regular Meeting
January 3, 2017**

9:00 AM Call meeting to Order

Meeting Called to Order by Chairman Stump.

Supervisors present: Corless, Gardner, Johnston, Peters

Supervisor Stump: Attended via video conference location in Mammoth Lakes

Supervisors absent: None

**All votes done by roll call vote, facilitated by the clerk of the board.*

Break: 11:00 a.m.

Reconvene: 11:09 a.m.

Closed Session: 12:14 p.m.

Reconvene: 2:17 p.m.

Adjourn: 4:14 p.m.

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link:

<http://www.monocounty.ca.gov/meetings>

Please note that technical difficulties associated with this meeting caused no audio to be available for the first 15 minutes of meeting.

Pledge of Allegiance led by Supervisor Johnston.

Ceremonial Swearing in of Newly Elected Officials

Judge Eller will administer the oath of office to Superior Court Judge Mark Magit, District District 2 Supervisor Fred Stump, District 3 Supervisor Bob Gardner, and District 4 Supervisor John Peters

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Community Member (didn't get name):

- Congratulated John Peters.

Paul Rudder:

- Thanked new Supervisors for service.

2. APPROVAL OF MINUTES

A. [Board Minutes](#)

Departments: Clerk of the Board

Action: Approve minutes of the Regular Meeting held on November 15, 2016.

Johnston moved; Corless seconded

Vote: 3 yes; 0 no; 2 abstain: Gardner, Peters

M17-01

B. [Board Minutes](#)

Departments: Clerk of the Board

Action: Approve minutes of the Special Meeting held on November 22, 2016.

Corless moved; Johnston seconded

Vote: 3 yes; 0 no; 2 abstain: Gardner, Peters

M17-02

C. [Board Minutes](#)

Departments: Clerk of the Board

Action: Approve minutes of the Regular Meeting held on December 6, 2016.

Johnston moved; Corless seconded

Vote: 3 yes; 0 no; 2 abstain: Gardner, Peters

M17-03

3. RECOGNITIONS

A. [Election of New 2017 Board Chair](#)

Departments: Clerk of the Board

(Outgoing Board Chair) - The outgoing Board Chair will call for nominations to elect the Chair of the Board for 2017.

Action: Elect Supervisor Corless as the new Chair of the Board for 2017.

Johnston moved; Peters seconded

Vote: 5 yes; 0 no

M17-04

Supervisor Stump:

- Appreciated the way she supported him in the past year. Hopes to do the same for her in the coming year.

B. [Presentation to Outgoing Chairman Stump](#)

Departments: Clerk of the Board

(Board Chair) - Presentation to Chairman Stump by newly elected Board Chair honoring Supervisor Stump's service to the Board in 2016.

Action: None.

Supervisor Corless:

- Read and presented plaque.

Supervisor Johnston:

- Thanked Supervisor Stump; looks forward to the continuation of the board.

C. [Election of New 2017 Vice Chair to the Board](#)

Departments: Clerk of the Board

(Board Chair) - The newly elected Board Chair will call for nomination to elect the Vice Chair of the Board for 2017.

Action: Elect Supervisor Johnston as the new Vice Chair of the Board for 2017.

Peters moved; Gardner seconded

Vote: 5 yes; 0 no

M17-05

D. [Election of New 2017 Chair Pro-Tem](#)

Departments: Clerk of the Board

(Board Chair) - The newly elected Chair will call for nominations to elect the Chair Pro-Tem of the Board for 2017.

Action: Elect Supervisor Gardner as the new Chair Pro-Tem of the Board for 2017.

Johnson moved; Corless seconded

Vote: 5 yes; 0 no

M17-06

4. BOARD MEMBER REPORTS

Supervisor Johnston:

- No report at this time.

Supervisor Gardner:

- No report at this time.

Supervisor Peters:

- Asked that this board meeting be adjourned in memory and in honor of two outstanding citizens in our community: Lynne Katusich from Walker and Albert Pegorare from Bridgeport. Supervisor Peters spoke highly about these two individuals and requested a more formal resolution for Albert Pegorare at some point to be presented by the board.
- Thanked County staff, leadership and community members for supporting him and helping get him up to speed.
- He intends to hold regular Public Town Hall meetings and to keep regular office hours with an open door policy. He is also planning a "meet your new Supervisor" evening for all

county employees to be held at Memorial Hall sometime in the next few weeks.

- Spoke about Bridgeport Medical Clinic being a current issue in District 4 – understands county has made an effort to continue services but there has been no solution. Has been informed there will be no more clinic in Bridgeport beyond the end of this month; asked for current update from staff and also wants this issue on a future board meeting. As far as deciding which board meeting agenda this will go on, he defers to CAO Chapman.

Supervisor Stump:

- Sustainable Groundwater Management Act – staff will be giving a presentation soon; stand by for additional information.

Supervisor Corless:

- Very successful holiday season in Mammoth Lakes.
- She looks forward to serving as Chair; plans to continue emphasizing Strategic Plan and encouraging shared vision.
- Will be reviewing Legislative Platform and Board Rules in an upcoming meeting.

5. COUNTY ADMINISTRATIVE OFFICE

Leslie Chapman:

- Absent

6. DEPARTMENT/COMMISSION REPORTS

Sheriff Braun:

- Successful holiday season on law enforcement side including New Year's Eve.

7. CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

A. [Inmate Welfare Fund Annual Report](#)

Departments: Sheriff

Submit the Inmate Welfare Fund Annual Report for Fiscal Year 2015-2016, as required by law.

Action: Receive the Inmate Welfare Fund Annual Report for Fiscal Year 2015-2016.

Stump moved; Johnston seconded

Vote: 5 yes; 0 no

M17-07

Pulled by Supervisor Stump:

- Brought up Freedom of Information Act Request that was emailed.
- Does this report allow the Sheriff to be compliant with this request?

Sheriff Braun:

- Explained that the PRA has been addressed with this report.

B. [Monthly Treasury Transaction Report](#)

Departments: Finance

Treasury Transaction Report for the month ending 11/30/2016.

Action: Approve the Treasury Transaction Report for the month ending 11/30/2016.

Johnston moved; Gardner seconded
Vote: 5 yes; 0 no
M17-08

C. [Employment Agreement for Paul Roten](#)

Departments: Human Resources

Proposed resolution approving a contract with Paul Roten as Senior Engineer, and prescribing the compensation, appointment and conditions of said employment.

Action: Approve Resolution #R17-01, approving a contract with Paul Roten as Senior Engineer, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Johnston moved; Gardner seconded
Vote: 5 yes; 0 no
R17-01

D. [Out of State Travel Authorization for Nate Greenberg](#)

Departments: Information Technology

Nate Greenberg has been invited to attend the Mountain Ventures Summit in Telluride, CO to present on the topic of Digital 395 and the new opportunities it brings to Mono County and Town of Mammoth Lakes. This item is to request authorization for travel to this event.

Action: Authorize Nate Greenberg to travel to Telluride, CO to attend the Mountain Ventures Summit on behalf of Mono County from February 1st - 6th, 2017.

Johnston moved; Gardner seconded
Vote: 5 yes; 0 no
M17-09

Supervisor Peters:

- Asked generally, why the Board had to vote on out-of-state travel?

E. [First Amendment to Agreement for Services of Special Counsel](#)

Departments: Assessor

Proposed amendment to contract with Norman Dowler LLP & Brett L. Price.

Action: Approve County entry into proposed contract amendment and authorize Barry Beck, Mono County Assessor, to execute said contract on behalf of the County.

Johnston moved; Gardner seconded
Vote: 5 yes; 0 no
M17-10

F. [Appointment in Lieu of Election](#)

Departments: Clerk of the Board

Appointment of Director of Special District In Lieu of Election. The following

Special District has vacancies to be filled: Southern Mono Healthcare District: One position. This Special District has submitted a recommendation for appointment/reappointment, as outlined in the staff report. The term will expire on 11/30/2020. The Board of Supervisors is the governing body under Elections Code Section 10515 to make this appointment.

Action: Appoint David Anderson to Southern Mono Healthcare District, as recommended, to fill a vacancy on that board.

Johnston moved; Gardner seconded

Vote: 5 yes; 0 no

M17-11

G. [Building Code Cycle Adoption](#)

Departments: Community Development Department

California Building Standards Code Cycle adoption.

Action: Adopt ordinance #17-01, Amending Chapter 15.04 of the Mono County Code pertaining to building regulations and uniform codes.

Johnston moved; Gardner seconded

Vote: 5 yes; 0 no

ORD17-01

8. CORRESPONDENCE RECEIVED

All items listed are located in the Office of the Clerk of the Board, and are available for review. Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

A. [Notice of Public Hearing Regarding Aspen Fales Shoulder Widening](#)

Departments: Clerk of the Board

Letter received from Caltrans regarding a Public Hearing to be held for the Aspen Fales Shoulder Widening Project, to take place on January 10, 2017 at the Bridgeport Caltrans Maintenance Station. A CD with the Environmental Impact Report is available for viewing in the Clerk's office.

Supervisor Johnston:

- Explained that this is just another widening project; completely supports this.

B. [Letter from John Boynton](#)

Departments: Clerk of the Board

Letter from John Boynton to the Board of Supervisors regarding Certified Range Management Consultants for Conway Ranch/ Mattly Ranch.

The Board Acknowledged Receipt of the Correspondence.

9. REGULAR AGENDA - MORNING

A. Supervisors' Appointments to Boards, Commissions and Committees for 2017

Departments: Clerk of the Board

(Shannon Kendall; Board Chair) - Mono County Supervisors serve on various board, commissions and committees for one-year terms that expire on December 31st. Each January, the Board of Supervisors makes appointments for the upcoming year.

Action: Appoint Supervisors to boards, commissions and committees for 2017, as discussed and agreed upon.

Gardner moved; Peters seconded

Vote: 4 yes; 0 no; 1 absent: Spvr. Stump had to leave prior to the vote.

M17-12

Supervisor Corless:

- Asked if any of the current supervisors wished to removed from any of their current responsibilities?
- Discussion of potential conflicts. Interest in addressing transportation conflict?
- Asked to be removed from Interagency Visitors' center.
- Reminder that Ad Hoc committees can still be formed when necessary.

Supervisor Johnston:

- Ok not being alternative for YARTS; could be potential conflict. Suggest not having an alternate for YARTS would be better.
- MLH – is this supposed to be appointed by board or is it voluntary?

Janet Dutcher:

- Mono County Local Transportation Commission receives funding and they make approvals to ESTA. Mono County and Inyo County receive a majority of funding. In the past LTC has approved funding for YARTS. Not sure what source of other funding they have.

Stacey Simon:

- This office had previously determined that serving on LTC is incompatible with serving on ESTA; she has looked at the analysis performed by Mark Magit again – she sees nothing erroneous; same logic could apply to YARTS.
- If Board is looking for something more legally binding, she suggested that the Board go through the Attorney General's office to get a matter of opinion to determine whether these offices are incompatible.
- Bodie Hills: there have been no meetings; last year no information provided. Eliminate from list.
- Central Regional Water Authority is a coalition created by Nevada counties over water issues; some expand into Mono County. They usually hold a water forum in the fall.
- Integrated Waste Management - kept on list just in case; should incident happen we need representation.
- Referenced code section regarding LTC alternate selection.

Supervisor Stump:

- Asked that Tri-Valley Water Commission be added to list he serves on.
- Asked to be removed from CCP and Treasury Oversight Committee.
- Explained LTC and why he chose Lynda Salcido as his alternate.

John Peters:

- Asked about LTC and Lynda Salcido being alternate for Fred Stump.
- Bodie Hills – is there some need? Maybe revisit later?

Scott Burns:

- There used to be steering committee; the Bodie Hills committee on list may have something to do with that;
- Could Central Sierra Conservation Resource Development Council be part of RCD?

B. [2017 Calendar of Regular Meetings of the Board of Supervisors](#)

Departments: Clerk of the Board

(Shannon Kendall) - Rule 3 of the Mono County Board Rules of Procedure specifies that: an annual calendar of meetings shall be adopted by the Board at their first meeting in January. The calendar will include all known regular meetings. Any meeting may be canceled upon the order of the Chair or by a majority of Board members.

Action: Approve proposed calendar of regular meetings for 2017. Cancel July 4, 2017 meeting as agreed upon by board.

Peters moved; Johnston seconded

Vote: 4 yes; 0 no; absent: Stump

M17-13

C. [3rd Meeting Location Change in Mammoth Lakes](#)

Departments: Clerk of the Board; CAO; IT

(Shannon Kendall, Leslie Chapman, Nate Greenberg) - Discuss and potentially adopt resolution permanently moving Mammoth Lakes meetings of the Board of Supervisors to a new location in Suite Z of the Minaret Mall, located at 437 Old Mammoth Road, Mammoth Lakes, CA.

Action: Adopt Resolution R17-02, permanently changing the location of the third regular monthly Board of Supervisors' Meeting to Suite Z of the Minaret Mall located at 437 Old Mammoth Road, Mammoth Lakes, CA superceding and replacing Resolution R14-01.

Johnston moved; Gardner seconded

Vote: 4 yes; 0 no; 1 absent: Stump

R17-02

Supervisor Johnston:

- Agendize the calendaring of future evening meetings.

Supervisor Corless:

- Agreed that looking at calendaring evening adjourned meetings was a good idea.

D. [RCRC Policy Principles](#)

Departments: Board of Supervisors

(Supervisor Corless) - Comments to be incorporated in Mono County's response to the RCRC Policy Principles

Action: Direct Staff to work with the RCRC board representative to draft a cover letter (to accompany the revised policy document) which explains that the document includes comments from board members and staff.

Johnston moved; Peters seconded

Vote: 5 yes; 0 no

M17-14

This item generated lengthy discussion focusing on discussion items outlined in staff report (submitted with agenda). To view/hear any particular portion in depth, please go to live video at: <http://www.monocounty.ca.gov/meetings>

Stacy Corless:

- Gave some overall history and information about this item.
- Jay Sloane of CAO office was there to make and track changes to document.
- She crafted some suggested language for this item. Read the following to ADD to policy document: "RCRC supports the emphasis on partnerships with local government, communities, and organizations demonstrated in the current National Forest Plan Revision process (Inyo, Sierra and Sequoia National Forests). Local partnerships are critical for rural counties with tourism and recreation-based economies, and necessary to increase recreation opportunities and directly engage the public in forest stewardship."
- She will report back to Board after attending their board meeting.

Various comments/suggestions made by Supervisors:

- Regarding Energy, Nuclear Power; Water Supply, Sustainable Groundwater Management; Public Safety; Volunteer Fire Fighting; Water Supply, Sustainable Groundwater Management; Emission Standards; Transportation; Health and Human Services – Fiscal Participation; County Medical Services Program; Realignment; Health and Human Services Reimbursement; Healthcare; Healthcare Reform: Health Plan Coverage Areas; Waste Management and Recycling.

Janet Dutcher:

- \$2 million a lot to come with for Jail project - discussion about Jail project and funding/matches; how so we cash flow this?
- May need some type of language on temporary loan to cover cash flow hardships.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

11. CLOSED SESSION

There was nothing to report out of closed session.

A. [Closed Session--Human Resources](#)

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Leslie Chapman, and Dave Butters. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

B. [Closed Session - Real Property Negotiations](#)

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: Sierra Center Mall, Mammoth Lakes. Agency negotiators: Leslie Chapman, Janet Dutcher, Tony Dublino, Stacey Simon. Negotiating parties: Mono County and Highmark Mammoth Investments, LLC. Under negotiation: Price and terms of payment.

C. [Closed Session - Exposure to Litigation](#)

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of

Government Code section 54956.9. Number of potential cases: one.

THE REGULAR AGENDA WILL RECONVENE NO EARLIER THAN 1:00 P.M.

12. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

13. REGULAR AGENDA - AFTERNOON

A. [Jail Needs Assessment Workshop](#)

Departments: Sheriff, Public Works

(Garrett Higerd, Sheriff Braun, and Eric Fadness) - Nacht & Lewis has prepared a draft Jail Needs Assessment for the Bridgeport jail in close coordination with the Sheriff's Department and the Public Works Department and two feasible project alternatives have been identified: (1) construct new facility at site of old County Hospital on Twin Lakes Hospital; or (2) construct jail annex at site of Frontier warehouse adjacent to existing jail.

Action: Move in direction of new site facility at old hospital for purposes of completion of application.

Johnston moved; Peters seconded

Vote: 2 yes; 3 no: Corless, Gardner and Stump

MOTION FAILS

Action: For completion of grant application purposes, pursue option (2) Construction of jail annex at site of Frontier warehouse adjacent to existing jail as discussed. However, if it is determined that the Frontier site is not available, or not available in a reasonable amount of time which will allow for the grant application to be filed on time, then pursue option (1) Construction of new facility at site of old Mono County Hospital on Twin Lakes Road.

Gardner moved; Stump seconded

Vote: 3 yes; 2 no: Peters, Johnston

M17-15

Eric Fadness (Nacht & Lewis):

- Was scheduled to appear in person but due to weather is now participating via teleconference

Jail Needs Assessment (Power Point):

- Background
 - Existing Site
 - Existing Building – Phases
 - Existing Building – Functions
- Constraints (presented by Lorenzo from Nacht & Lewis)
 - Funding Requirements
 - Construction Requirements
 - Separation Requirements
 - Exiting Requirements
 - ADA Requirements
 - Priorities of SB 844
- Assessment and Proposed Solutions (presented by Lorenzo from Nacht & Lewis)

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- Assessment Conclusions
- Addition Option
- Addition Option – Site Plan
- Addition Option – Enlarged Plan
- Addition Option – Pros/Cons
- New Site Option – Site Plan with Aerial
- New Site Option – Site Plan
- New Site Option – Overall Plan
- New Site Option – Enlarged Plan – West
- New Site Option – Enlarged Plan – East
- New Site Option Pros/Cons
- Costs (presented by Eric)
 - SB 844 Funding
 - Addition Option – Preliminary Costs
 - New Site Option – Preliminary Costs
- Questions?
- Supervisor questions answered.

Garrett Higerd:

- Introduced representatives from Nacht & Lewis, attending via teleconference.
- If old hospital structure were taken down, it would be disposed of correctly. We would not be expanding our footprint in Bridgeport.
- Cost of new building is shocking; operation costs are significant as well.
- New facility much more efficient, with locations identified for expansion.
- Does not know if Frontier is available, has not had time to check on that.
- Community feedback: has already been to Planning Commission in December. Seems like what local community is feeling is that they see it as more of an economic bedrock issue than anything else.
- CDD staff feels an expensive environmental document is an issue for either option.
- Between now and February we need to work on application which requires comprehensive budget narrative.
- Asking for direction to follow through with the application.

Supervisor Johnston:

- Asked about bed count, various costs.
- Asked about the new part of structure to potentially be added to old site?
- Only other site looked at was the site on Twin Lakes Road (old hospital)?
- Could a two-site possibility be done?
- Are there counties that don't have jails?
- Asked about per square foot cost.
- Final cost to county \$2 million, how does that work?
- This is not something we should pass up. Deficiencies in current facility will not be fixed; he feels we should be going with the new site plan.

Supervisor Peters:

- Makes sense of funding standpoint to have facility here.
- How do we deal with what would be a county contribution?
- How do we transition from the needs of funds up front before the imbursement occurs?
- Feels that location of new proposed jail is more separate than jail remaining in town.
- Brought up "Best Place to Work" strategic plan focus area. New facility helps achieve this.

Supervisor Corless:

- This Needs Assessment was done with the idea of fixing current jail, which does not seem like much of an option anymore.
- She is leaning toward the addition due to cost involved with building a new facility.
- Are we going to be able to purchase property from Frontier? Can we find out soon?
- Are there other budgetary concerns not in front of us today? What is the cost of doing business?

- She feels like she does not have all the information she needs to make a decision.
- She will support this vote to move forward with application for new facility however, she still needs a lot of information for final vote on this.
- If grant proposal is approved intent to submit by end of February, how are we going to set aside the funds?

Supervisor Stump:

- Feels proposals all have unanswered questions. If Frontier property cannot be acquired it doesn't need to be an option.
- Concerned with amount of money county will have to come up with.
- Concerned that county has many financial needs in the future (roads for example).
- Can only endorse this if Frontier property is not for sale.

Supervisor Gardner:

- Asked about AB programs that have provided funding in past, how have these worked.
- Which option is most likely to be funded?
- He is not quite on board with new site facility; feels the addition addresses program deficiencies (but not liabilities) within current structure.
- He cannot support this the building of new facility.

Sheriff Braun:

- They would like to stay at 48 beds.
- Explains how having the site in Bridgeport will also help address the clinic issues here in Bridgeport.
- We can do an attachment to current jail or we can build a new facility.
- A new facility would be better overall for employees. Also creates an economic benefit for town while it is being built by providing construction and other jobs.

Stacey Simon:

- CEQA compliance is required, regardless of what type of CEQA.

Janet Dutcher:

- SB 844 is specifically for adult correctional facilities.
- RFP instructions indicate that each county is restricted to submitting one option.
- Lease bonds, once constructed, have to be signed over to the State until bonds are paid off – she does not know if one facility vs. another is more conducive to that.
- Any problem documenting clear title?
- We do not have \$2 million earmarked right now, any way to scale back project.
- It is problematic to make this decision quickly; you may not need money IN the account but you have to be able to commit to the money.
- She can do some homework and analysis.

ADJOURN 4:14 p.m. in memory of Lynne Katusich and Albert Pegorare.

ATTEST

STACY CORLESS
CHAIRMAN OF THE BOARD

SHANNON KENDALL
ACTING CLERK OF THE BOARD